**Criminal Revision No.757 of 1993**

**IN THE HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT CHANDIGARH**

**...**

**Date of Decision November 23, 2007.**

**Charan Singh** **...** Petitioner

VERSUS

**State of Haryana** **...**Respondent

1. Whether the Reporters of Local Newspapers may be allowed to see the judgment ?

2. To be referred to the Reporters or not ?

3. Whether the judgment should be reported in the Digest ?

CORAM :

**HON'BLE MR. JUSTICE MOHINDER PAL.**

Present: Mr. R.S. Sihota, Senior Advocate, with
Mr. H.P.S. Ishar, Advocate,
for the petitioner.

Mr. S.S. Goripuria, Deputy Advocate General, Punjab.

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**MOHINDER PAL, J.**

Petitioner Charan Singh faced trial for the offences

punishable under Sections 354 and 451 of the Indian Penal Code (for sort `the Code') and was, ultimately held guilty and sentenced to undergo maximum rigorous imprisonment for one year besides fine of Rs.1,500/- by the trial Court. His appeal was dismissed by the lower appellate Court. Hence this revision petition.

2. Learned counsel for the petitioner does not challenge his conviction. He, however, submitted that the occurrence relates to April, 1988. After a protracted trial, the petitioner was sentenced on February 09, 1991 by the trial Court and his appeal was dismissed by the lower appellate Court on October 11, 1993. The present revision petition is pending since December, 1993. He prayed that although the petitioner remained incarcerated for about two months, but keeping in view the fact that Sword of Damocles remained hanging over his head for more than nineteen years, lenient view may be taken against the petitioner and that the impugned sentence order may be modified.

3. In view of what has been stated above and keeping in view the fact that at the time of occurrence, the petitioner was aged about 20 years, I think no useful purpose will be served in sending the petitioner to prison again at this stage.

4. Consequently, without going into the merits of the controversy, conviction of the petitioner under Sections 354 and 451 of the Code is maintained. However, the sentence of

imprisonment is reduced to the one already undergone by him. The sentence of fine shall remain unaltered. The impugned sentence order stands modified to the extent indicated above.

This revision petition stands disposed of accordingly.

November 23, 2007. **( MOHINDER PAL )**
ak **JUDGE**